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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

☒ Declaration Submitted with Initial Filing      OR      ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number JPS:0756.712

First Named Inventor Benjamin C. Rivera

## COMPLETE IF KNOWN

Application Number

Filing Date

Art Unit

Examiner Name

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TOOL FRAME MEMBER INCLUDING SPRING

(Title of the Invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒ Customer Number or Bar Code Label ☐ OR ☐ Correspondence address below

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Country

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Telephone

(503) 228-4373  
Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR : ☐ A petition has been filed for this unsigned inventor

Given Name BENJAMIN C. RIVERA  
(first and middle [if any])

Family Name  
or Surname

Inventor's  
Signature

*Benjamin C. Rivera*

Date

1/29/02

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Country

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Citizenship

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NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name  
(first and middle [if any])

Family Name  
or Surname

Inventor's  
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

City

State

ZIP

Country

☐ Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100																							
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Group Art Unit:

Examiner:

Attorney  
Docket No.: DBH:756.712

## POWER OF ATTORNEY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

*Ernest H. H.*

Timothy S. Leatherman  
President  
Leatherman Tool Group, Inc.


**COPY**

Applicant:	Benjamin C. Rivera	Group Art Unit:	
Serial No.:		Examiner:	
Filed:	(concurrently herewith)	Attorney Docket No.:	DBH:756.712
Title:	TOOL FRAME MEMBER INCLUDING SPRING		

I, Timothy S. Leatherman, declare that I am President of Leatherman Tool Group, Inc., an Oregon corporation, and am authorized to execute this document on its behalf. Leatherman Tool Group, Inc. is the assignee of the entire right, title and interest in the above-identified patent application and hereby appoints Jacob E. Vilhauer, Jr., Reg. No. 24,885, Charles D. McClung, Reg. No. 26,568, Dennis E. Stenzel, Reg. No. 28,763, Donald B. Haslett, Reg. No. 28,855, William O. Geny, Reg. No. 27,444, J. Peter Staples, Reg. No. 30,690, Nancy J. Moriarty, Reg. No. 40,733, Bruce W. DeKock, Reg. No. 40,585, Kevin L. Russell, Reg. No. 38,292, and Timothy A. Long, Reg. No. 28,876, all of the firm of CHERNOFF, VILHAUER, McCLUNG & STENZEL, LLP, 1600 ODS Tower, 601 S.W. Second Avenue, Portland, Oregon 97204-3157, telephone No. (503) 227-5631, its attorneys, jointly and individually, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: January 29, 2002

  
Timothy S. Leatherman  
President  
Leatherman Tool Group, Inc.

COPY


ASSIGNMENT

WHEREAS, we, Benjamin C. Rivera, whose address is 19485 Suncrest Drive, West Linn, Oregon 97068, is the inventor of an invention entitled TOOL FRAME MEMBER INCLUDING SPRING for which on an even date herewith we executed an application for United States letters patent;

NOW, THEREFORE, in consideration of One (\$1.00) Dollar and other valuable consideration paid to us by Leatherman Tool Group, Inc., an Oregon corporation whose primary address is 12106 Ainsworth Circle, Portland, Oregon 97220, the receipt whereof is acknowledged, we do hereby assign unto the same Leatherman Tool Group, Inc., the entire interest in said invention for the United States and all foreign countries and any letters patent to be issued therefor in the United States or any foreign country and any divisions, continuations, continuations-in-part, improvements, reissues or extensions that may be made or granted thereon.

AND the Commissioner of Patents and Trademarks is requested to issue such letters patent in accordance herewith. And we agree to execute further instruments proper for effectuating the premises.

Dated: January 29, 2002

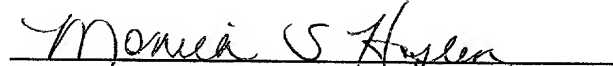
  
Benjamin C. Rivera

ACKNOWLEDGMENT

STATE OF Oregon                    )  
  ) ss.  
County of Multnomah            )

Before me, a Notary Public for said county, personally appeared Benjamin C. Rivera, known to me to be the person who executed the foregoing instrument and acknowledged it to be his free act and deed.

Witness my hand and seal this 29<sup>th</sup> day of January, 2002.

  
Notary Public for Oregon

My Commission Expires: Oct 28, 2004

